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Federal Communications Commission Washington, D.C. 20554

February 26,2003

Katherine Pyeatt 6655 Aintree Circle Dallas, Texas 75214

Dear Ms. Pyeatt:

This is in response to the Motion to Dismiss the Petition for Rule Making that you filed proposing the allotment of Channel 263C3 to Memphis, Texas.

In accordance with the requirements of Section 1.420(j) of the Commission's rules, you have provided an affidavit stating that you have not received and will not receive any money or other consideration in excess of legitimate and prudent expenses in exchange for the requested withdrawal of your expression of interest and the dismissal of your Petition for Rule Making. Consistent with the Commission's policy to refrain from considering rule making proposals absent bona fide expressions of interest, your Motion to Dismiss is granted.

For reasons discussed above, we are returning your Petition for Rule Making.

Sincerely,

John A. Karousos
Assistant Chief, Audio Division

Media Bureau

Enclosure

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Before the Federal Communications Commission Washington, D.C. 20554

In the Matter of)		
Amendment of 73.202 (b) Table of Allotments FM Broadcast Stations (Memphis, TX)))))	MM Docket No	
To: Kathleen Sheuerle Allocations Branch Mass Media Bureau	L		

Motion to Dismiss Petition

I, Katherine Pyeatt, respectfully move that the FCC dismiss my Petition, filed on or about August 24, 2001, to allot a new FM channel to Memphis, Texas.

An appropriate Affidavit, required by 47 CFR 1.420(j), is attached hereto.

Respectfully submitted,

Katherine Pyeatt

6655 Aintree Circle Dallas, Texas 75214

(214) 363-6030

October 11, 2001

MemDisP

SWORN AFFIDAVIT

Katherine Pyeatt does state under penalty of perjury:

- 1. My name is Katherine Pyeatt and I filed a Petition for Rulemaking to allot a new FM channel to Memphis, TX, on or about August 24,2001.
- 2. I have concluded to request that the FCC dismiss my Petition/ expression of interest. I hereby certify that I have not nor will not receive, either directly or indirectly, any money or other consideration in excess of legitimate and prudent expenses in connection with the dismissal of the Petition/ expression of interest. I declare that the foregoing is true and correct to the best of my knowledge, information and belief.

Executed this 11th day of October, 2001.

Memphis Affidavit